

Exhibit B

1 THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF ARIZONA
3
4 IN RE BARD FILTERS)
5)
6 PRODUCTS LIABILITY) No. MD-15-02641-PHX-DGC
7)
8 LITIGATION)

9 - Do Not Disclose -
10 Subject to Further Confidentiality Review
11

12 The video-recorded deposition of
13 LEN DeCANT, taken before Pauline M. Vargo, an
14 Illinois Certified Shorthand Reporter, C.S.R.
15 No. 84-1573, at the Marriott Suites O'Hare,
16 Rosemont II Conference Room, 6155 North River
17 Road, Rosemont, Illinois, on May 24, 2016, at
18 9:04 a.m.
19
20
21
22

23 GOLKOW TECHNOLOGIES, INC.
24 877.370.3377 ph | 917.591.5672 fax
deps@golkow.com

1 Action Team gave what we knew at the time to
2 corporate. They reviewed it on March 4th, and this
3 document is a month later when they put their
4 minutes together based on the corporate review on
5 March 4th.

6 Q. How do you come to the conclusion that
7 there is no design or manufacturing defect whether
8 it's on February 12th or March 4th?

9 A. At that time we didn't have information
10 to point to design defect.

11 Q. And what information would you have
12 needed?

13 A. It's like asking how do I know that my
14 car is going to crash. I don't know at that point
15 in time what information. I would have liked to
16 have probably seen the product back, which we
17 certainly would have gotten at this period in time.

18 Q. It does not say there was no evidence of
19 design or manufacturing defect, right? It says
20 there were none found.

21 A. I didn't write this document, so...

22 Q. But you were involved in the discussion
23 and the decision that's set forth here, right?

24 A. Right, and so at that point in time they

1 would have asked me have you been able to identify
2 any defect, and at that point in time I said no, as
3 of this point in time we haven't been able to
4 identify a defect. It doesn't mean that I won't
5 later.

6 Q. So what was the root cause here for this
7 death?

8 A. At this point in time I don't think
9 there was a root cause.

10 Q. Let's go to the next page. Let me
11 follow up on that. You didn't think there was any
12 root cause to the death?

13 A. No. I'm saying at this time. I'm just
14 reading this document as it's portrayed in the
15 timeframe.

16 Q. Okay.

17 A. The timeframe has only been a month or
18 two months for the writing of this document prior
19 to the death. I find it speculative that within
20 that short period of time we would have been able
21 to complete a thorough investigation to identify
22 the root cause, and we were still in the process of
23 doing so.

24 Q. Well, before this document was